

House File 646

S-3249

1 Amend the amendment, S-3239, to House File 646,
2 as amended, passed, and reprinted by the House, as
3 follows:
4 1. Page 14, after line 25 by inserting:
5 <Sec. _____. NEW SECTION. 8A.319 Contract payments.
6 1. The department shall either make full or partial
7 payments as required under a contract or provide a
8 written statement to the other party to the contract
9 explaining the reason an invoice is in dispute within
10 thirty days of one of the following dates, whichever
11 is earliest:
12 a. The date the department receives an invoice
13 showing a payment is due and payable.
14 b. The date a payment becomes due and payable under
15 a contract.
16 2. For purposes of this section, receipt of an
17 invoice occurs at the time of actual physical or
18 electronic delivery. In a dispute regarding the date
19 of the receipt of an invoice, the burden of proof is
20 on the department to establish by a preponderance of
21 the evidence the date of receipt. An intake bates
22 stamp using time and date and made with a tamper proof
23 stamping mechanism shall be considered prima facie
24 evidence of the date of receipt.>
25 2. By renumbering as necessary.

MARK CHELGREN